



UNITED STATES
CIVILIAN BOARD OF CONTRACT APPEALS

DISMISSED WITH PREJUDICE: December 3, 2008

CBCA 974

MEADOW VALLEY CONTRACTORS, INC.,

Appellant,

v.

DEPARTMENT OF TRANSPORTATION,

Respondent.

John R. Jefferies of Fennemore Craig, P.C., Phoenix, AZ, counsel for Appellant.

David Sett, Central Federal Lands Highway Division, Federal Highway Administration, Department of Transportation, Lakewood, CO, counsel for Respondent.

SOMERS, Board Judge.

ORDER

On November 19, 2007, appellant, Meadow Valley Contractors, Inc., appealed the final decision of a Department of Transportation, Federal Highway Administration contracting officer denying appellant's claim for additional compensation under contract number DTFH68-02-C-00012 for reconstruction of a portion of the Sevenmile-Gooseberry Road located in the Fishlake National Forest, Sevier County, Utah.

On December 2, 2008, the parties filed a joint stipulation of dismissal stating that the parties have reached an agreement to settle all disputes arising out of the contract and requesting that the appeal be dismissed with prejudice.

Accordingly, the appeal is **DISMISSED WITH PREJUDICE**.

JERI KAYLENE SOMERS
Board Judge